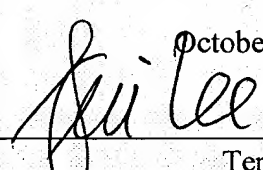


MRD  
10/15/02

AMH(132)  
C/15/04

Patent Docket P2630P1C47

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:  Ashkenazi et al.  Serial No.: 10/145,087  Filed: October 18, 2001  For: <i>Secreted and Transmembrane Polypeptides and Nucleic Acids Encoding the Same</i>	Group Art Unit: Not yet assigned  Examiner: Not yet assigned  <small>I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner of Patents, ATTN: Licensing and Review, Washington, D.C. 20231 on</small>  October 9, 2001   Teri Lee
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**TRANSMITTAL OF PROPERTY RIGHTS STATEMENT TO DOE AND/OR NASA  
UNDER 42 U.S.C. §§ 2182 and 2457**

Assistant Commissioner of Patents  
ATTN: Licensing and Review  
Washington, D.C. 20231

RECEIVED  
OCT 15 2002  
LICENSING & REVIEW

Sir:

This is in response to the notice (Paper No. 7) requiring the Applicants to submit a property rights statement to the DOE and/or NASA under 42 U.S.C. §§ 2182 and 2457 which was mailed herein on August 26, 2002. In response, Applicants submit herewith a copy of the fully executed property rights statement to the DOE and/or NASA under 42 U.S.C. §§ 2182 and 2457 which was filed on October 8, 2002 in U.S. Application Serial No. 09/918,585 (of which the above captioned patent application is a continuation). Also enclosed herewith is a copy of the declaration by the undersigned patent attorney which was filed on October 8, 2002 in U.S. Application Serial No. 09/918,585 and which serves to set forth the reasons why one of the joint inventors of the parent application Serial No. 09/918,585 (and all continuation, divisional and continuation-in-part applications, including the above captioned U.S. Application Serial No. 10/145,087), Nicholas F. Paoni, has refused to sign the herewith enclosed property rights statement to the

**Serial No.:** 10/145,087  
**Filed:** October 18, 2001

DOE and/or NASA under 42 U.S.C. §§ 2182 and 2457. Applicants note that the herewith submitted property rights statement is applicable to not only parent U.S. Application Serial No. 09/918,585, but to all continuations of that parent patent application as well, including the present U.S. Application Serial No. 10/145,087 (see Appendix A of the herewith submitted property rights statement). Applicants, therefore, submit that the requirements for replying to Paper No. 7 have herein been satisfied and respectfully request that this application be forwarded to the appropriate art unit for substantive examination.

The Commissioner is authorized to charge any fees which may be required, including extension fees, or credit any overpayment to Deposit Account No. 07-0630.

Respectfully submitted,  
GENENTECH, INC.

By: Mark T. Kresnak  
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PATENT TRADEMARK OFFICE